

Lao (1925) Department.
Education

Preliminary SERIES.

G.O. No. 1432-33

DATED 18-8-1925

[Despatch Abstract.]

Davies Mr.A.

Principal, Law College, Madras--inclusion of his name
in the schedules annexed to Statutory Rules and Orders, 1924--
Government of India addressed.

BACK PAPERS.

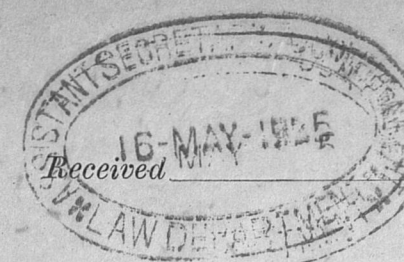
G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

LAW (EDUCATION)

DEPARTMENT.



CURRENT No.

192 Registered

Subject.

Position of Mr. A. Davies, Principal, Madras Law College, under the Statutory Rules and Orders, 1924.

ENCLOSURES.

No.
Spare copies.....

No. G.A. 184/Passage.

FORT ST. GEORGE,

Dated the 15th May 1925.

FROM

THE ACCOUNTANT-GENERAL, MADRAS,

To

The Secretary to the Government of Madras,

LAW (EDUCATION) DEPARTMENT.

SIR,

In continuation of this office letter No. G.A. 67-3278 dated 7-3-1925, I have the honour to request that the Government of India may be addressed for the inclusion of the post of Principal, Law College, Madras in Schedules I & V and Appendix to Schedule IV of the Statutory Rules and Orders, 1924, in view of the undertaking already given to admit Mr. Davies to the pay (and pensionary privileges on the lower grade) of an officer of non-Asiatic domicile in the Indian Educational Service. (Vide Madras Government Law (Education) G.O. 1081 dated 25th July 1921).

I have the honour to be,

Sir,

Your obedient servant,

K.V.T.

Assistant Accountant General.

It is requested that in future communications on the subject, the No. and date of this letter, and the distinguishing letters above the number as given opposite, may be quoted. The communications should be addressed to—

THE ACCOUNTANT-GENERAL.

Post Box No. 801,

MADRAS, E.



2/ Law Edn 2561A
17-7-25
3
OFFICE OF THE ACCOUNTANT-GENERAL, MADRAS,

Port St. George, the 16th of July 1925

No. G.A.419 Passage

FROM

J.C.NIXON Esq., I.C.S.,
THE ACCOUNTANT GENERAL,
MADRAS.

TO

The Secretary to the
High Commissioner for India,
General Department,
42, Grosvenor Gardens,

SIR,

L O N D O N S.W.

ENCLOSURES.

In continuation of this office letter No. G.A. Passage 376 dated 8/9th July 1925, I have the honour to forward herewith copies of this office letter to the Auditor General No. G.A. Passage 308 dated 17th June 1925 and of his reply thereto and to request that further payment of overseas pay on account of Mr. Arthur Davies may be stopped and that the payments made on account of Captain Verdon may be treated as only provisional.

The payment referred to in your letter HC 35794/70-1-986 dated 18th June 1925 will not be made in the circumstances stated above.

I have the honour to be,
Sir,
Your obedient servant,

Sd. J.C.Nixon

Accountant General.

K.A.R/16-7.

Copy forwarded to the Secretary to the Government of Madras, Law (Education) Department.

Asstt. Accountant General.
17/7/25

3/4
OFFICE OF THE ACCOUNTANT GENERAL, MADRAS,

Fort St. George, the 22nd of July 1925.

No.

Copy of this office letter No. G.A. Passage 308 dated 17-6-25.
to the Auditor General in India Delhi.

ENCLOSURES.

I have the honour to report the following cases of officers in this Presidency who have been allowed sterling overseas pay under the statutory Rules and orders, 1924.

(1) Captain P. Verdon I.M.S. This Officer was transferred to the Civil on 4-4-23. He has not, therefore, completed three year's continuous duty in the Civil. His pay however is regulated by the Civil Rules. He has been allowed sterling overseas pay from 1-4-24.

(2) Mr. A. Davies, Principal, Law College, Madras.

The post of the Principal is not included in the Indian Educational Service cadre but with the sanction of the Secretary of State in Council (Vide G.1 No. 1220 E.A. Finance Department dated 7-6-21) Mr. Davies was specially admitted to the pay, overseas pay and pensionary privileges admissible to the Indian Educational Service. He was on leave on 1-4-24 and with effect from the date of his return to duty he has been allowed sterling overseas pay admissible to a European Indian Educational Service Officer of his standing.

No personal passage account has yet been opened for either of these officers as although they appear eligible for sterling overseas pay they do not fall into any of the classes specified in Schedule IV. To some extent this is an anomaly and I therefore draw your attention to it in case you have any orders to pass in the matters.

4 - 19 4
Copy of letter No. 430-A/197-25 dated 11th July 1925 from the Auditor General to the Accountant General, Madras.

Subject:- Remittance and Passage concessions to certain officers.

I have the honour to refer to your letter No. G.A. Passage 308 dated the 17th June 1925 regarding the admissibility of sterling overseas pay and passage concessions to Captain P. Verdon, I.M.S., and to Mr. A. Davies, Principal, Law College, Madras, and to reply as follows:-

(1) The question, whether an I.M.S. officer, officiating in the Civil Department, may be treated as belonging to the I.M.S. (Civil) for the purpose of the grant of the above mentioned concessions, is under the consideration of the Government of India and a final reply will issue in due course. Pending the receipt of the decision of the Government of India, payment of sterling overseas pay to Captain Verdon should be made provisionally.

(2) Mr. Davies was specially admitted by the Secretary of State in Council to the pay, overseas pay, and pensionary privileges admissible to members of the Indian Educational Service; but the fact remains that his post as the Principal of the Law College, Madras, is not included in the cadre of that service. Thus he was not appointed to one of the services mentioned in Schedule 1 to the Superior Civil Services Rules, 1924, within the meaning of Rule 4, and is not, therefore, entitled to sterling overseas pay and passage concessions.

Had the form of the Secretary of State's order in his despatch No. 76 Public dated the 14th April 1921 been to agree that Mr. Davies (or the Principal of the Law College) should be treated in all respects like a member of the Indian Educational Service, it might have been held that he is eligible for both the concessions. The Government of India preferred, however, to set out in detail the various concessions which it was proposed to give to the Principal, and the Secretary of State sanctioned the individual concessions. In the circumstances, it is impossible to hold that concessions subsequently granted to the Indian

1237
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28.7.21
(2)

5
Indian Educational Service, which are naturally not mentioned in the Secretary of State's despatch automatically accrue to the Principal.

(True copy)

M A N A G E R
CORRESPONDENCE SECTION.

P.S.R.22/7.

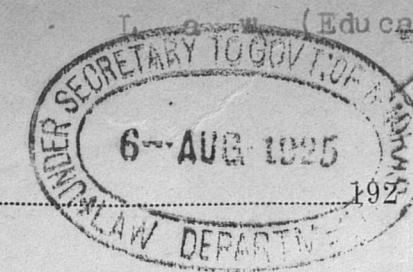
OFFICE OF THE ACCOUNTANT-GENERAL, MADRAS,

Fort St. George, the _____ of _____ 192 .

No.

ENCLOSURES.

C.F. 30-41,000-8-9-24.



(Education) DEPARTMENT.

Received _____ 192 . Registered _____ 192 .

Subject.

Mr. Arthur Davies - concessions to - regarding payment
of Overseas and passage money in sterling

law (Ed) Dept

*It is under separate consideration
to address the part of India for the
inclusion of Mr. Davies' name in the
Schedule annexed to the Statutory
Rules, Order, 1924. This may be added
to the main file in return from Finance*

ENCLOSURES.

No. _____

Spare copies _____

7/8/25
N.R.C. No. 2 C/25

Station Madras, Dated the 31st July 1925.

From (Name) R.G. Grieve Esq., M.A.,

(Designation) Ag: Director of Public Instruction

To The Secretary to the Government of Madras,

L a w (Education) Department.

Sir,

Submitted to Government, Law (Education) Depart
ment.

2. Attention is solicited to C.O.No.397 Mis., Law
(Education) dated 20-3-25.

Arama Ray
For Director of Public Instruction

T R 3/8

R.C.No. 67/25

7
Law College, Madras,
25th July, 1925.

From

Arthur Davies, Esq., M.A., Bar.at.Law,

To

Principal.

The Director of Public Instruction,

Madras.

Sir,

1194
In continuation of this office letter R.C.No. 67/25 dated 5.3.25 requesting you to enquire whether the Local Government had already submitted my name to the Secretary of State or if not would then do so to enable me to enjoy the concessions based on the Lee Commissions Report, I have the honour to state that no further action was then taken as the Accountant General seemed to think that I was entitled as of course. I have now, however, to enclose herewith a copy of the Accountant General's letter to the Secretary to the High Commissioner for India, London asking for information regarding the amount of sterling overseas pay paid into my bank at London. That letter further states that I am not entitled to sterling overseas pay and passage concessions and thus I am placed in a very awkward position and have to refund the difference between the sterling overseas pay and rupee overseas pay admissible. So, I request you to address the Local Government in the matter urgently to set matters right.

I have the honour to be,

Sir,

Your most obedient servant,

Arthur Davies

Principal.

8
25
Copy of a letter No. G.A. Passage 439 dated 22nd July 1925
from the Accountant-General, Madras, to the Secretary to the
High Commissioner for India, General Department, 42, Grosvenor
Gardens, London, S.W. 1.

"In continuation of this office letter No. G.A. Passage 419
dated 16th July 1925, I have the honour to request that a
statement showing in detail the sterling overseas pay paid to
the National Bank of India Ltd., 26, Bishopsgate London, E.C.
on account of Mr. Arthur Davies, Principal, Law College, Madras,
be forwarded to this office at your earliest convenience for
making the necessary adjustment here on account of overseas
pay wrongly paid in England."

No. G.A. Passage 440 dated 22nd July 1925.

"Copy forwarded to Arthur Davies Esquire, Principal, Law
College, Madras for information. The Auditor General has
recently decided that he is not entitled to sterling overseas
pay and passage concessions. On receipt of the above statement
from the High Commissioner for India, the necessary adjustments
on account of the difference between the sterling overseas pay
drawn and Rupee overseas pay admissible will be made."

(True copy) .

25th July, 1925.

Arthur Davies
Principal.



Need not
be read

9
Law Education Dept
[C No. 1730 A] From the Accountant General
Madras, no. S.A. 184 / Passage of 10.5.25

Subject: Position of Mr. A. Davies,
Principal, Law College, under the Statutory
Rules & Orders, 1924 (The Superior Civil
Services (Revision of pay and Pension) Rules,
1924)

In letter no. 457 Law Education)
of 1.4.25, the Government of India have
already been informed that, with
reference to their despatch no. 3 of
1921 of 21.1.1921, the concessions
sanctioned, by their Government on
the recommendations of the Lee
Commission, in the case of the
officers of the I.C.S., are applicable
to Mr. Davies also. That letter is
put up in the file relating to the
action taken by the department
regarding the Specialist Officers
which was sent to Public at 21.4.25

That department may be requested
to put up the G.O. letter (No. 4535)
(Law Prov) of 1.4.25 if it is no longer
required.

His
26/5/25

26/5/25

Public no.

Law Education) no.
no. 1286 A-1 of
21.4.25

Pub (172060)
29.5.25



Law (Prov) no. 1730 A-1
29.5.25

27/5/25

10
Subdept

The G.O. is put up in the file regarding specialist officers and officers holding miscellaneous posts. Law may be informed that the G.O. is still required and will be released when done with.

+ to be discussed in Cabinet next Friday.

need not be read

The ^{main} is in discussion in Cabinet
all up is

SR

2/6/25

Law (85) no

Public (7) 206/0-1
5-6-25

Law (Ed)

This case may lie over

till the 22 becomes available.

CRU
5.6.25

5/6

Attention is solicited to para 4 of letter to India No. 457 of 1-4-25, wherein the Govt of India have already been informed that the remittance, free passage and other concessions sanctioned to the J.E.S. officers are admissible in the case of Mr A. Davies, Principal, Law College.

2. The Accountant General now suggests that the Govt of India may be addressed for the inclusion of the post of Principal, Law College in Schedules I & V and Appendix to Schedule IV of the Statutory Rules and Orders, 1924.

3. With reference to the above suggestion, it is submitted that the J.E.S. will shortly be provincialized and



17304-20 19.6.25

NY 155415

18.6

Acc't Gen'l U.O.



I have reported Mr Davies's case to the Accountant General. Under the terms of Mr Davies's agreement I am at present allowing him to draw sterling overseas pay. Under his name a post is included in Sched IV. I should not permit him to take the passage concessions. The question of his pension

will also under the terms of this agreement follow the rules which apply to the I.C.S.

If the Indian Government wish to give Mr. Davies passage concessions they must get his name included in Sched IV and at the same time it might be as well to enquire whether it is necessary to include his name in the other schedules.

Attex
30/7/25



(Law Edn) depu

A draft letter to the Government of India is submitted for approval.

For
2/7/25
N/A
9/7/25

9.7.25
V.T.K.
11.7

Finance } u.o
Public }

Finance (C.S.N.)

Law Edn no 1730 A-3

13-7-25



24818 CEN

14/7/25

In the draft letter Mr. Davies is proposed to have the name of Mr. Davies included in the Appendix to Schedule IV of the Superior Civil Service Rules in order that he may become entitled to passage concessions and also, if necessary

A on page 4 ante.

flag Z.

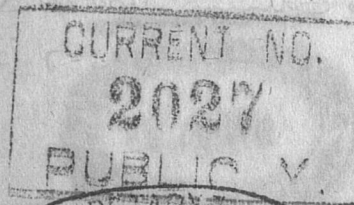
p. 6 of 0

pp. 3-4 ante



VDC

For no. 24818 C8R
27.7.25



Pub (X) 2027-18
28.7.25

L E 2759A

24/7/25

in schedules I and V to the rules ibid in order that he may be entitled to sterling overseas pay and pensionary privileges.

2. For the terms on which Mr. Davies was appointed Principal of the Law College, please see G.O., No. 1081, Law (Edn) dated 25-7-1921. In that G.O. overseas pay and pensionary privileges were allowed but not passage concessions. In March last, the Accountant-General held that passage concessions would be admissible to Mr. Davies and the Government of India were informed accordingly in letter No. 457 Law (Edn) dated 1-4-25. The A.G. now considers that he cannot allow Mr. Davies passage concessions unless his name is included in the Appendix to Schedule IV of the Statutory Rules and Orders, 1924.

3. The draft letter may be accepted.

C.M.
24/7/25
C.R.S.
24.7.25

Public

24/7/25

Pub Dept

The draft may be accepted
the file returned to Law (Edn)

C8R
28/7/25

all
28/7/25

The Accountant-General has since forwarded copies of correspondence that passed between him and the ~~Accountant-General~~ ^{Auditor-General}

2 The Auditor-General has ruled that, under existing orders, Mr. Davis is not eligible for sterling overseas pay and passage concessions. The Govt. of India may therefore be asked to include the name of Mr. Davis in Schedules I & V and Appendix to Schedule IV of the Statutory Rules and Orders.

3 A revised draft letter to the Govt. of India is submitted. It may be circulated to M₂ and His Excellency for approval.

104 CF



27431 C.8m

Law



CURRENT NO. 2187 PUBLIC X.

For no. 27431-108R 8.8.25

CR 578725

V. TK 6.8

Public
Fin
Pub

Finance (C.S.V.)

[Previous note at pp 4-5 ante]

The Revised draft letter below may be accepted and the file passed on to Pub.

ens. C.R.S. 6/9/25 6.8.25

Public

Subd that the draft may be accepted subject to the following remarks.

(1) The post of the Principal, Law College has not been recommended by the Law Dept. for being classified as superior with a view to according to it treatment ^{similar} to that recommended by the Lee Commission for Superior Civil Services on the ground that Indians possessing high legal qualifications may be found for the post. It is therefore for consideration whether the last five lines of para 3 of the draft may be deleted.

Appx 'A' to Sch. IV (p. 13) (2) The word 'A' may be inserted between the words 'and Appx' and the words 'to Sch. IV' in para 3 of the draft.

(3) Law may perhaps be requested to circulate the draft to H. M. C.



L. Ca 2986(A) & R 11/8/25-9/8/25

Publ X/4.2187/1 10.8.25

Law no

Issue V. TK 15/8

M₂

C₂

H. E. the Gov

Submitted

V. TK 11.8



11/8/25

When received for Fair-copying.

When copied

When examined

When signed

When despatched

Date.

Initials.

Davies Mr. A. --

Principal, Law College--inclusion
of his name in the schedules annexed to
Statutory Rules & Orders, 1924-Govt. of India
addressed

READ AGAIN G.O. No , dated 192

” ” ” ” ” 192

READ ALSO:—

C. No. 1730-A From the A.G. G.A. No. 184, dated 15th May 1925
passage

” ” ” ” ” ” 192

” ” ” ” ” ” 192

ORDER.
Mis

No. 1432, dated 18-8-1925

The Govt. of India will be --
addressed.

The Accountant-General
(q & o)

DESPATCHED
19 AUG 1925

Letter
Mis. 1433
18-825

To:

The Secretary to the Govt. of India,
Dept. of Edn, Health & Lands,
Simla.

S i r,

I am directed to invite a reference to the correspondence ending with my letter ^{no} 457 Law (Edn) dated 1-4-25 regarding the applica-

172
- bility of the recommendations of the
Lee Commission to Mr. A. Davies, Principal
Law College, Madras.

2. In his letter No. 430-A/197-25
dated the 11th July 1925 addressed
to the Acct. Gl., Madras, the Auditor-
General has ruled that Mr. Davies is
not entitled to sterling overseas pay
and passage concessions for the ---
reasons given in the following extract.-

" Mr. Davies was specially admitted
- by the Secretary of State in Council
- to the pay, overseas pay, and pensionary
- privileges admissible to members of the
- Indian Edl. Service; but the fact remains
- that his post as Principal, Law College
- Madras, is not included in the cadre of
- that service. Thus, he was not appointed
- to one of the services mentioned in
- schedule I to the Superior Civil services
- Rules, 1924, within the meaning of Rule 4
- and is not therefore entitled to sterling
- overseas pay and passage concessions.

" Had the form of the Secretary of
- State's order in his Despatch No. 76
- Public, dated the 14th April 1921
- been to agree that Mr. Davies (or the
- Principal of the Law College) should
- be treated in all respects like a
- member of the Indian Edl. Service, it
- might have been held that he is eligible
- for both the concessions. The Govt.
- of India preferred, however, to set out
- in detail the various concessions

18
14
- which it was proposed to give to the
- Principal and the Secretary of State
- sanctioned the individual concessions.
- In the circumstances, it is impossible
- to ~~propose~~ hold that concessions -
- subsequently granted to the Indian
- Edl. Service, which are naturally not
- mentioned in the Secretary of State's
- despatch, automatically accrue to the
- Principal."

3. It will be seen from the corres-
pondence ending with the endorsement
~~XXXX~~ of the Govt. of India, Home-
(Judl) Dept. No. 967, dated the 23rd May
1921 that the intention has ^{a way's} all along
been to treat Mr. Davies like a mem-
ber of the I.E.S. ^{for purposes of} in respect of his pay,
overseas pay and pension. The objec-
tion raised by the Auditor-General
is ~~thus~~ a technical one, and I am
directed to recommend that ~~he~~ the
name of Mr. A. Davies, Principal, Law
College, Madras, may be specifically
included in schedules I & V and
App. ~~X~~ to Schedule IV of the Statu-
tory Rules & Orders, 1924. The Govt.
of Madras do not consider it necessary
to include the post of Principal,
Law College in the schedules to the
[~~as~~ as ^{the} pay attached to the post
^{Conditions of the post} may undergo revision when final
orders are passed on the proposals
of the Lee Commission.

4 D 1081
25-7-21
(2)

L A
being fixed at ^{may be} ~~the~~ maximum
of Rs. 1500 ^{per} month
which he can attain
at ~~the~~ ^{the} ~~month~~ ^{month}

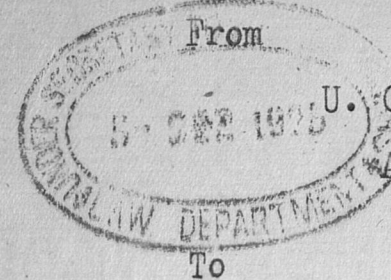
5/8/25
V. Tr
6.8

No.F./606/25-Judicial.

Government of India,

Home Department.

L. No 3368 A
579/25-



U. C. Stuart, Esquire,
Assistant Secretary to the Government of India,

The Secretary to the Government of Madras,
Law (Education) Department.

Simla, the 31st August 1925.

Subject:-

Proposal to admit Mr. A. Davies Principal,
Law College, Madras, to the benefits of the
Superior Civil Services (Revision of Pay and
Pension) Rules, 1924.

Sir,

X
Addressed to
the Secretary,
Dept. of Educa-
tion, Health
and Lands.

X
With reference to your letter No., 1433, dated the
18th August 1925, on the subject mentioned above, I am directed
to say that the general question of the treatment to be ac-
corded to officers appointed by local Governments whether in
provincial services or specialist and miscellaneous posts,
is under consideration at present; and that the local Govern-
ment's proposal with regard to Mr. A. Davies will be considered
when a decision has been reached on the general question.

I have the honour to be,

Sir,

Your most obedient servant,

(Law/Edu)

lodged and stitched
with the original
of G.O. no. 1432-33 (Ed-2)
18.8.25

Assistant Secretary to the Government of India.

U. C. Stuart

This
7.9.25
8K
7.9.25.
GNK
M,

879

16-18-25

D.O.
Public (3)

16
Fort St. George,
30th October 1926.

Dear Davies,

Your D.O. dated October the 29th regarding
your application for the benefits of the Lee Com-
mission Report.

Your case has been submitted to the
Government of India for the orders of the Secretary
of State. No orders have been received yet.

Yours sincerely,

adu
30-10-26

Arthur Davies Esq.,
Principal, Law College,
Madras.

(over)

Label and other
with the original
of 20-10-26 (2)

2/2

25/10/26



Law College, Madras,

29th October 1926.



Dear Campbell,

May I worry you again on the subject of my application for the benefits of the Lee Commission Report?. It is now 18 months since I originally applied - Then I was told I need not apply as in the Accountant General's opinion I was entitled to them without question - and in fact for some months I drew part of them. In July 1925 however I was told that was a mistake and that I must apply to be included - So I repeated my application of March 25 I understand this went forward with the full approval and recommendation of the Local Government. From time to

time last year I enquired officially and demiofficially how matters stood - but this year I have remained quiet - hoping against hope that orders would come.-

They have not - It is very worrying as I am near the end of my service, and it is very necessary for me to know exactly how I am going to stand.

Is there any hitch any where? May I come and see you? Can you give me any idea as to how and when the thing will be settled?

I am writing officially for information through the Director of Public Instruction, but I thought you would not mind my addressing demiofficially



-2-

direct as well - and possibly you can give me some word of comfort.

Yours sincerely,

Arthur Davies
29.X.26

When given for copying
When copied
When examined
When signed

192

READ AGAIN G.O. No.

192

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

A A A A A A A

ORDER OF GOVERNMENT

STATEMENT WITH DITTO

PAPERS NOT FILED OF, BEING MEANT FOR DESPATCH IN ORIGINAL

N.B.-

A = Copy in full.
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Q = Copy heading only.